

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

JOHN GRECH,

Plaintiff,

v

DITECH FINANCIAL LLC, FEDERAL  
NATIONAL MORTGAGE ASSOCIATION,  
(FANNIE MAE),

Defendants.

Case No. 2:19-cv-13291

Hon. Terrence G. Berg

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**DEFENDANT DITECH FINANCIAL LLC'S NOTICE OF  
ENTRY OF ORDER GRANTING PLAN ADMINISTRATORS'  
OMNIBUS MOTION TO ENFORCE INJUNCTIVE PROVISIONS  
OF PLAN AS TO PLAINTIFF JOHN GRECH**

Ditech Financial LLC, by and through its undersigned counsel, respectfully submits this Notice that the United States Bankruptcy Court for the Southern District of New York entered the Order attached hereto as Exhibit A on June 3, 2020 granting Plan Administrators' Omnibus Motion to Enforce Injunctive Provisions of Ditech's Plan and Confirmation Order as to Plaintiff John Grech.

In accordance with the terms of the Bankruptcy Court's Order, Plaintiff John Grech is required to take the appropriate action to dismiss the instant litigation seeking monetary recovery against Ditech within fourteen (14) days from the date of entry of the order.

Respectfully submitted,

GARAN LUCOW MILLER, P.C.

/s/Courtney A. Krause

Courtney A. Krause

Attorney for Defendant Ditech

1155 Brewery Park Blvd. Ste 200

Detroit MI 48207

(313) 446-5522

[ckrause@garanlucow.com](mailto:ckrause@garanlucow.com)

P70581

Dated: June 4, 2020

**CERTIFICATE OF SERVICE**

I hereby certify that on June 4, 2020, I electronically filed the foregoing paper with the Clerk of the Court using the ECF System, which will send notification of such filing to all ECF recipients.

I further certify that the foregoing paper was mailed by First Class Mail, postage fully prepaid, addressed to the following:

John Grech, 33040 Allen St., Livonia, MI 48154

/s/Courtney A. Krause

Courtney A. Krause

Attorney for Defendant Ditech

# Exhibit

# A

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

-----X	
	:
In re	: Chapter 11
	:
DITECH HOLDING CORPORATION, <i>et al.</i> ,	: Case No. 19-10412 (JLG)
	:
Debtors. <sup>1</sup>	: (Jointly Administered)
	: Related Docket No. 1946
-----X	

**ORDER GRANTING PLAN ADMINISTRATOR'S THIRD OMNIBUS MOTION TO  
ENFORCE INJUNCTIVE PROVISIONS OF PLAN AND CONFIRMATION ORDER**

Upon the motion dated March 10, 2020 (the “**Motion**”)<sup>2</sup> of the Plan Administrator for the Wind Down Estates pursuant to sections 105(d), 524, and 1141 of title 11 of the United States Code (the “**Bankruptcy Code**”), Fed. R. Bankr. P. 1015(c), 3020(d) and 9007 and Section 10.5 of the Plan, for entry of an order enforcing the release and injunctive provisions of the Plan and Confirmation Order as more fully described in the Motion; and upon the Hager Declaration; and with this Court having jurisdiction to consider the Motion and the relief requested therein in accordance with 28 U.S.C. §§ 157 and 1334 and the *Amended Standing Order of Reference M 431*, dated January 31, 2012 (Preska, C.J.); and consideration of the Motion and the relief requested therein being a core proceeding pursuant to 28 U.S.C. § 157(b); and venue being proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and due and proper notice of the Motion having

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<sup>1</sup> On September 26, 2019, the Court confirmed the *Third Amended Joint Chapter 11 Plan of Ditech Holding Corporation and Its Affiliated Debtors* (ECF No. 1404) (the “**Third Amended Plan**”), which created the Wind Down Estates. The Wind Down Estates, along with the last four digits of their federal tax identification number, as applicable, are Ditech Holding Corporation (0486); DF Insurance Agency LLC (6918); Ditech Financial LLC (5868); Green Tree Credit LLC (5864); Green Tree Credit Solutions LLC (1565); Green Tree Insurance Agency of Nevada, Inc. (7331); Green Tree Investment Holdings III LLC (1008); Green Tree Servicing Corp. (3552); Marix Servicing LLC (6101); Walter Management Holding Company LLC (9818); and Walter Reverse Acquisition LLC (8837). The Wind Down Estates’ principal offices are located at 1100 Virginia Drive, Suite 100, Fort Washington, Pennsylvania 19034.

<sup>2</sup> Capitalized terms used herein and not otherwise defined herein shall have the meanings ascribed to such terms in the Motion.

been provided in accordance with the Case Management Order; and such notice having been adequate and appropriate under the circumstances, and it appearing that no other or further notice need be provided; and having considered the responses and objections of Varnel Diggs and Mary J. Farrier; and upon all of the proceedings had before the Bankruptcy Court; and the Bankruptcy Court having held a hearing to consider the relief requested in the Motion on May 20, 2020 (the “Hearing”); and upon the record of the Hearing; and the Bankruptcy Court having determined that the relief sought in the Motion is in the best interests of the Wind Down Estates, their creditors, and all parties in interest; and that the legal and factual bases set forth in the Motion establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefor,

**IT IS HEREBY ORDERED THAT**

1. The relief requested in the Motion is granted as to the Litigation Parties listed in Annex A.
2. The objections of Varnel Diggs and Mary J. Farrier are overruled on the merits.
3. No later than fourteen days after entry of this Order, the Litigation Parties listed in Annex A shall take all appropriate actions to abide by Section 10.5 of the Plan, including to dismiss their monetary claims against the Wind Down Estates within such time frame.
4. If a Litigation Party continues to fail to abide by Section 10.5 of the Plan, including to dismiss their monetary claims against the Wind Down Estates within such fourteen-day period, this Court, upon further motion of the Plan Administrator, may issue an order holding such Litigation Party in contempt of the Court for violating the terms of this Order and the Plan

Injunction Provisions by virtue of such Litigation Party's actions in violation of the Plan and Confirmation Order.

5. Further, in connection with any contempt proceeding against a Litigation Party, the Plan Administrator on behalf of the Wind Down Estates shall be permitted to seek sanctions against such Litigation Party in this Court for reasonable fees and costs incurred by the Wind Down Estates after the date of this Order in connection with this matter.

6. The Plan Administrator and the Wind Down Estates are authorized to take all actions necessary to effectuate the relief granted pursuant to this Order, including authorization to file a notice in a form substantially similar to that attached hereto as **Annex B** (the "**Enforcement Notice**") in each court before which a Litigation subject to this Order is pending, including a description of this Order and the Wind Down Estates' ability to seek sanctions in the event of non-compliance with this Order.

7. Notwithstanding the possible applicability of Bankruptcy Rules 6004(h), 7062, 9014 or otherwise, the terms and conditions of this Order shall be immediately effective and enforceable upon its entry.

8. Notice of the Motion as provided therein shall be deemed good and sufficient notice of such motion, and the requirements of the Case Management Order entered on March 19, 2019 (ECF No. 211) and the Local Bankruptcy Rules of this Court are satisfied by such notice.

Dated: June 2, 2020  
New York, New York

/s/ *James L. Garrity, Jr.*

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THE HONORABLE JAMES L. GARRITY JR.  
UNITED STATES BANKRUPTCY JUDGE

**Annex A**

**Litigation Parties**

#	Litigation Party	Case Caption	Court	Docket Number	Opposing Party Contact	Nature of Monetary Claims	Date Initial Letter Sent	Date Second Letter Sent	Status of Discussions
1	Bistline, Kristine	Kristine Ann Bistline v. Ditech Financial LLC f/k/a Green Tree Servicing LLC, doing business in the state of California, Federal Home Loan Mortgage Corporation and Does 1-30	United States District Court - Central District of California	18-cv-08995	Andrew J. Kulick LAW OFFICES OF ANDREW J. KULICK 21704 West Golden Triangle Road, Suite 312 Saugus, CA 91350	Fraud; negligence; wrongful foreclosure; and violations of HOBR.	10/28/2019  19-10412-jlg Doc 2459-1 Filed 06/03/20 Pg 2 of 17 Entered 06/03/20 14:15:27 Exhibit	2/6/2020	Litigant's counsel affirmatively refused to withdraw the claims in a October 29, 2019 email and has not responded to the December 23, 2019 and February 5, 2020 follow-up letters.
2	Candia, Pedro	Ditech Financial LLC v. Pedro Candia; Margaret Russel and Ameircan Finance	Second Judicial District Court of New Mexico - Bernanillo County	D -202 -CV - 2017- 06176	Joseph B. Cofey Cofey Law Firm 2500 Garfield Ave SE Albuquerque, NM 87106	Violation of the Truth in Lending Act; violation of the Real Estate Owners Protection Act; violation of the Real Estate Settlement Procedures Act.	2/17/2019	2/13/2020	Litigant's counsel has not responded to the initial letter or follow-up letters.
3	Cargille, David and Julie	David and Julie Cargille v. Ditech Financial LLC F/K/A Green Tree Servicing LLC, et al.	United States District Court - District of New Jersey	15-CV-00938	David and Julie Cargille 29 Millstone Drive East Windsor, New Jersey 08512	Breach of contract; breach of covenant of good faith and fair dealing; fraud/intentional misrepresentation; constructive fraud/negligent misrepresentation; negligence; violation of the New Jersey Consumer Fraud Act; and violation of the Fair Debt Collection Practices Act.	1/21/2019	1/6/2020	Litigants have not responded to initial letter or follow-up letter.

4	Cisneros, Blas	Blas A. Cisneros v. Ditech Financial LLC; Countrywide Home Loans, Inc.; The Mortgage Law Firm, PLC; Mortgage Electronic Registration Systems, Inc.; Does 1-10.	California Superior Court - Kern County	BCV-19-102512	Blas A. Cisneros 2342 San Lorenzo Court Delano, CA 93215	Intentional misrepresentation; fraud in the concealment; predatory lending practices; violation of California civil code § 2924.12 and § 2924.17(a)(b); violation of California civil code § 3294 (C)(3); negligent misrepresentation; slander of title; violation of California Business and Professional Code § 17200; and intentional infliction of emotional distress.	11/1/2019	2/3/2020	Litigant has not responded to initial letter or follow-up letter.
5	Coble, Albert and Melissa Groom	Albert Coble and Melissa Groom v. Ditech Financial LLC; Bank of America, N.A.; Special Default Services, Inc.; Value-Add Mortgage Fund, LLC, Home Expo Financial Inc., and Does 1-20	California Superior Court - Stanislaus County	CV18004356	Colleen F. Van Egmond, Esq. Arata, Swingle, Van Egmond & Heitlinger, APLC 1207 I Street (95354) P.O. Box 3287 Modesto, CA 95353	Breach of contract; intentional infliction of emotional distress; and violation of the California Homeowner Bill of Rights.	11/5/2019	2/5/2020	Litigant's counsel has not responded to the initial letter or follow-up letters.
6	Coffey, Alice	Ditech Financial LLC v. Alice V. Coffey; People of the State of New York; Sandra L. Coffey	New York Supreme Court - Suffolk County	608231/2019	Quies Sakhizada, Esq. 200 Broadhollow Road, Suite 207 Melville, NY 11747	Violation of New York General Business Law §349(a); violation of the Truth in Lending Act; violation of the Real Estate Settlement Procedures Act; attorney's fees and costs	11/27/2020	2/14/2020	Litigant's counsel has not responded to the initial letter or follow-up letter.

7	Coll, Marie and Douglas	Marie Coll and Douglas Coll v. American Mortgage Network, Inc., Liberty Insurance Underwriters, Inc., Christina A. Azzinaro, Trucap Grantor Trust 10-2, US Bank National Association, Trustee for Trucap Grantor Trust 2010-2, Marix Servicing, LLC, Wells Fargo Bank, NA and Wells Fargo Home Mortgage	Rhode Island Superior Court - Newport SC	NC11-0270	Brian R. Cunha 311 Pina Street Fall River, MA 02720  Gordon P. Cleary, Esq. 10 Dorrance Street, Suite 700 Providence, RI 02903	Erroneous credit reporting.	1/14/2020	1/31/2020	Litigant has not dismissed despite acknowledging receipt of the initial letter and has not responded to the follow-up letter.
8	Datta, Anosuya	Anosuya Datta, a person, as Successor Trustee of the Sumit Ghosh Revocable Living Trust Dated May 17, 2004, as Trustee of the Datta Family Trust, as personal representative/successor in interest to decedent Sumit Ghosh v. Green Tree Servicing LLC et al.	California Superior Court – Los Angeles – Van Nuys Courthouse East	LC102407	Steven C. Shuman, Esq. ENGSTROM, LIPSCOMB & LACK 10100 Santa Monica Blvd., 12th Floor Los Angeles, CA 90067	Wrongful foreclosure; breach of quasi contract; unfair/fraudulent business practices; fraud; intentional infliction of emotional distress; elder abuse; wrongful death; slander of title; quiet title; promissory estoppel; set aside sale of real property; unjust enrichment; conversion; and aiding and abetting.	10/31/2019	2/3/2020	Litigant's counsel has not responded to initial letter or follow-up letter.
9	Diggs, Varnel	Varnel Diggs v. Ditech Financial LLC and Nicole Bartee	United States District Court - Western District of Texas	18-CV-0974	Varnell Diggs 17111 Copperhead Drive Round Rock, TX 78664	Negligence per se.	2/17/2019	2/13/2020	Litigant has refused, in a 12/30/2019 letter, to dismiss the action. He has not responded to the follow-up letter.

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10	Ellis, Martina and Howard	The Estate of Martha Dawson; Martina Dawson Ellis and Howard Ellis v. Ditech Financial LLC and Commonwealth Trustees, LLC	Virginia Circuit Court - City of Hampton	CL 18-000922-00	Heath J. Thompson Heath Thompson, P.C. 4224 Holland Road Suite 108 Virginia Beach, VA 23452	Breach of contract.	11/18/2019	2/26/2020	Litigant's counsel acknowledged receipt of the initial letter but has not dismissed nor responded to follow-up letter.
11	Farooq, Mylene	Mylene Farooq v. Bank of America N.A.; Bank of America Home Loans Servicing; LP Reconstruct Company, N.A.; Ditech Financial, LLC; Green Tree Servicing, LLC; Clear Recon Corp.; Aldridge Pite LP; and Does 1-20, inclusive.	California Superior Court - Los Angeles County - Chatsworth Courthouse	PC058000	Mylene Farooq 18503 Olympian Court Santa Clarita, CA 91351	Violation of California Civil Code §§ 2923.55, 2923.6, 2923.7, 2924.12 and 2924.17; breach of contract; breach of the covenant of good faith and fair dealing; negligence; negligent infliction of emotional distress; unfair business practice; unjust enrichment; and slander of title.	11/11/2019	2/3/2020	Litigant has not responded to the initial letter or follow-up letters.
12	Farrier, Mary	Mary J. Farrier vs. George Leicht; United States Bankruptcy Court Southern District of Ohio; Beth A. Buchanan; Co-Conspirators E.T.C maybe amended; Ditech Financial, LLC	United States District Court - Southern District of Ohio (Western)	19-cv-588	Mary J. Farrier P.O. Box 19361 Cincinnati, OH 45219	Wrongful foreclosure; and misrepresentation.	11/7/2019		Litigant has affirmatively refused to withdraw her claims.

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13	Felton, Raymon and Myrna	Raymon J. Felton and Myrna W. Felton v. Ditech Financial LLC; Loan Care, LLC and Does 1-10	California Superior Court - Riverside County	RIC1904416	Gary Saunders Saunders Law Group 1891 California Ave, Ste. 102 Corona, CA 92881	Breach of contract; promissory estoppel; negligent misrepresentation; negligence; breach of implied duty of good faith and fair dealing; and violation of California Business and Professional Code §§ 17200.	11/12/2019	2/4/2020	Litigant has not responded to initial letter or follow-up letter.
14	Forbes, Tyler	Tyler J. Forbes v. Flagstar Bank, FSB, Schneiderman & Sherman, P.C., Green Tree Servicing, LLC, and Specialized Loan Servicing, LLC	Michigan Circuit Court - Ottawa County	19-5969-CH	Roger G. Cotner Cotner Law Offices PO Box 838 Grand Haven, MI 49417	Breach of contract; breach of duty of good faith and fair dealing; conversion; intetnional infliction of emotional distress; negligent infliction of emotional distress; violation of the Fair Debt Collection Practices Act; and violation of the Michigan Collections Practices Act.	12/6/2019		Litigant's counsel acknowledged receipt of the initial letter but has not dismissed nor responded to a January 13, 2020 email or repeated phone calls.
15	Frederickson, Mark Alan	Ditech Financial LLC v. Estella Veronna Roberts aka Veronna Roberts and Mark Alan Frederickson	New Mexico Fourth Judicial District Court - San Miguel County	D-412-CV-201800464	Mark Alan Frederickson 788 Dora Celeste Dr. Las Vegas, NM 87701	Unfair, deceptive and unconscionable trade practices; and fraud and fraudulent misrepresentation.	2/17/2019	2/13/2020	Litigant has refused, in a 12/29/2019 letter, to dismiss the action. Litigant has not responded to the follow-up letter.

16	Grassia, Beau	Beau Grassia v. Ditech Financial LLC f/k/a Green Tree Servicing LLC	Massachusetts Superior Court - Norfolk County	1882CV0919	John W. Wozniak, Esq. The Wozniak Law Group, PC 159 Hartford Avenue Mendon, MA 01756	Breach of contract.	12/16/2019	1/30/2020	Litigant's counsel acknowledged receipt of the initial letter but has not dismissed nor responded to the follow-up letter.
17	Grech, John	John Grech v. Ditech Financial, LLC and Federal National Mortgage Association	United State District Court - Eastern District of Michigan	19-CV13291	John Grech 33040 Allen St. Livonia, MI 48154	Violaiton of the Real Estate Setteltment Procedures Act; slander of title and breach of contract.	1/18/2019	2/12/2020	In response to the initial letter, litigant's counsel affirmatively refused to withdraw. On February 3, 2020, litigant's counsel withdrew from the underlying action. Litigant has not responded to the follow-up letter.

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18	Green, Cheryl	Cheryl Green v. Ditech Financial LLC	South Carolina Court of Common Pleas - Beaufort County	2018-CP-07-01018	James H. Moss, Esq. Moss, Kuhn & Fleming, P.A. 1501 North Street Beaufort, SC 29902	Unlawful conversion	11/22/2019	2/20/2020	Litigant's counsel has not dismissed, despite initial letter, follow-up letter and phone conversation.
19	Halloran, Corey and Stephanie	Corey S. and Stephanie Halloran v. Ditech Financial LLC and Does 1-5.	California Superior Court - Yuba County	CVCV18-01797	Corey S. and Stephanie Halloran 1857 River Run Drive Marysville, CA 95901	Violation of California Civ. Code §§ 2923.55, 2923.5, 2923.6, 2923.7, and 2924.17; negligence; fraudulent misrepresentation; negligent misrepresentation; fraudulent promise without intention to perform; slander of title; and violation of the California Business and Professions Code § 17200.	1/12/2019	2/3/2020	Litigants have not responded to initial letter or follow-up letter.
20	Hantzis, Pete	Green Tree Servicing v. Pete Hantzis, Kanella Hantzis, et al.	Florida Circuit Court - Hernando County	11-CA-386	Pete Hantzis 14497 Centralia Road Brooksville, FL 34614	Fraudulent activities; predatory lending; mail and wire fraud.	12/13/2019	12/31/2019	Litigant acknowledged receipt of the initial letter but has not dismissed nor responded to the follow-up letter.

21	Hermosillo, Obdulia and Armando	Aurora Loan Services, LLC v. Obdulia Hermosillo and Armando Hemosillo	Illinois Circuit Court - Cook County	08-CH-23297	Douglas M. Matton 134 N. LaSalle St. Suite 1040 Chicago, IL 60602	Violation of the Truth in Lending Act	11/12/2019	2/4/2020	Litigant's counsel has not responded to the initial letter or follow-up letters.
22	Hucke, George	Ditech Financial, LLC v. George Hucke, et al.	Connecticut Superior Court - New London	CV-18-6037770-S	Edward Elliott Bona, Esq. P.O. Box 13 Plainfield, CT 06374	Violation of the Fair Debt Collection Practices Act; violation of the Real Estate Settlement Procedures Act; and violation of the Connecticut Unfair Trade Practices Act	12/17/2019		Litigant's counsel has repeatedly refused to dismiss the action.
23	Johansen, Carla	Carla Johansen v. Bayview Loan Servicing LLC; Ditech Financial, LLC; Greentree Servicing LLC; MTC Financial DBA Trustee Corps; The Bank of New York Mellon f/k/a The Bank of New York as Trustee for the Certificateholders of the CWAB Inc. Asset-Backed Certificates Series 2005-AB4; and Does 1-20.	California Superior Court - Sacramento County	34-2018-00247038	Carla L. Johansen 2000 Larkin Way Sacramento, CA 95818	Violation of the California Homeowner's Bill of Rights; Violation of the Unfair Competition Law; Violation of the Rosenthal Fair Debt Collections Practices Act; unfair and unlawful business practices; violation of the Fair Debt Collection Practices Act; fraud.	1/29/2020	2/19/2020	Litigant has not dismissed despite acknowledging receipt of the initial letter by email and has not responded to the follow-up letter.
24	Johnson, Debbie and Bergman, Helene	Debbie Johnson; Jake Stabel, deceased; and Helene Bergman v. America's Wholesale Lender; Ditech Financial LLC, its affiliates and/or assigns; and Ditech Mortgage, Inc.	United State District Court - Southern District of Texas	19-CV-00019	Helene Bergman The Bergman Law Firm P.O. Box 941142 Houston, TX 77094-8142  1001 S. Dairy Ashford, Suite 100 Houston, TX 77079	Unlawful foreclosure; and violation of Texas Property Code.	12/17/2019	1/24/2020	Litigants acknowledged receipt of the first letter but not dismiss their money damages claims nor have they responded to the follow-up letter.

25	Johnson, Renee	Renee Johnson v. Ditech Financial LLC	District of Columbia Superior Court	2019-SC3-001794	Renee Johnson 28 Milmarson Place N.W. Washington, D.C.	Breach of contract; intentional infliction of emotional & mental duress; harassment; physical injury and financial decimation.	12/19/2020	1/16/2020	Litigant has not responded to the initial letter or follow-up letter.
26	Juste, Jean and Paul, Rose	Nationstar Mortgage LLC and Ditech Financial, LLC v. Jean Juste A/K/A Jean W. Juste; Rose M. Paul A/K/A Rose M. Paul; Unknown Owners and Non-Record Claimants; Unknown Occupants	Circuit Court of Cook County, Illinois - County Department, Chancery Division	2014 CH 13277	Jean Juste 8316 Hamlin Avenue Skokie, Illinois 60076	Violations of the Fair Debt Collection Practices Act.	11/15/2019	2/11/2020	Litigant has not responded to initial letter or follow-up letter.
27	Kasun, Nicholas	Nicholas A. Kasun v. Ditech Financial LLC	Virginia Circuit Court - Spotsylvania County	CL16-951	Nicholas A. Kasun 11813 Duck Circle Spotsylvania, VA 22553	Mortgage servicing fraud and violation of Virginia Code § 18.2-500	1/11/2019	2/28/2020	Litigant has not responded to initial letter or follow-up letter.
28	Kay, Sanford and Deborah	Sanford Kay and Deborah Kay v. Ditech Financial LL, et al.	Missouri Circuit Court - St. Louis County	19SL-CC00296	Gregory P. White, Esq. 8000 Bonhomme Avenue, Suite 316 Clayton, MO 63105	Wrongful foreclosure; violation of the Missouri Mechandising Practices Act; and slander of title.	1/14/2019	1/16/2020	Litigant's counsel has not responded to the initial letter or follow-up letter.
29	Kreuter, Edward	Green Tree Servicing, LLC v. Mortgage Electornic Registration Systems, Inc., as nominee for Countrywide Bank, N.A.; Edward J. Kreuter and Sherry Bergman.	Connecticut Superior Court - Litchfield	LLI CV 13 6009814 S	Edward J. Kreuter 6 Summers Lane P.O.Box 697 Woodstock, NY 12498	Money damages for destruction of personal and real property.	12/3/2019	2/12/2020	Litigant has not responded to the initial letter or follow-up letters.

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30	Law, Mary	Mary Law v. Federal National Mortgage Association; Green Tree Servicing LLC; and Does 1-20, inclusive.	Nevada Second Judicial District Court - Washoe County	CV15-01344	Keith J. Tierney, Esq. 922 NW Circle Blvd., #160-108 Corvallis, OR 97330	Violation of NRS 107.086(5).	12/5/2019	2/11/2020	Litigant's counsel has not responded to the initial letter or follow-up letters.
31	Ligotti, Joseph and Paula	Joseph A. Ligotti Jr. and Paula Ligotti v. Ditech Financial LLC	United State District Court - District of Massachusetts	16-CV-12095	Chaz Robert Fisher Fisher Legal, PA 217 Hanover Street #184 Boston, MA 02113	Breach of contract; failure to render an accounting; violation of the Real Estate Settlement Procedures Act; violation of the Fair Debt Collections Practices Act; violation of the Home Affordable Modification Program; and breach of the Massachusetts implied warranty of good faith and fair dealing.	11/26/2019	2/11/2020	Litigants counsel has not responded to initial letter or follow-up letters.
32	Low, Mary and Roy	Ditech Financial LLC v. Mary Low; Roy Low; and John Does 1-12.	New York Supreme Court - Richmond County	700487/2019	Kevin B. Zazzera, Esq. 182 Rose Avenue Staten Island, NY 10306	Predatory lending; commercial bad faith; and violation of the New York Deceptive Practices Act.	11/20/2019	1/27/2020	Litigant's counsel has not responded to initial letter or follow-up letter.
33	Mercado-Sanchez, Jose	Jose O. Mercado v. Ditech Financial LLC	South Carolina Court of Common Pleas - Horry County	2018-CP-26-5241	Jose O. Mercado-Sanchez P.O. Box 1349 Little River, S.C. 29566	Negligence; and violation of the South Carolina Unfair Trade Practices Act.	12/2/2019	2/20/2020	Litigant has not responded to the initial letter or follow-up letters.

34	Mitchell, Curtis and Brenita	Curtis L. Mitchell and Brenita Louise Mitchell v. Ditech Financial LLC and Substitute Trustee Connie Cobb	United States District Court - Southern District of Texas - Brownsville Division	19-CV-00193	Juan Angel Guerra The Law Office of Juan Angel Guerra 1409 N. Stuart Place Rd. Suite A Harlingen, TX 78552	Breach of contract.	12/17/2019	2/13/2020	Litigant's counsel has not responded to the initial letter or follow-up letters.
35	Montano, Joel and Concha; Lori Montoya	Ditech Financial LLC v. The Unknown Heirs, Devisees and Legatees of Hipolito F. Montano, a/k/a Paul Montano, deceased; Joel Montano a/k/a Joel Anthony Montano; Concha Montano, as custodian for Isaac Montano, Xaxier Salazar, and Ramon Joel Montoya, minors; Lori Montoya a/ka/ Lori Montano a/k/a Lori Ann Montano; and Department of the Treasury, Internal Revenue Service.	New Mexico District Court - San Miguel County - Fourth Judicial District	D-412-CV-2016-00460	Brian A. Thomas Law Office of Bryan A. Thomas 2535 Wyoming NE, Suite A Albuquerque, NM 87112	Violation of the New Mexico Unfair Trade Practices Act; breach of good faith and fair dealing; and negligent supervision or training of service staff.	12/4/2019 19-10412-jlg Doc 2459-1	2/17/2020	Despite acknowledging receipt of the initial and follow-up letters, litigant's counsel has not dismissed.
36	Nardone, Tricia and Robert	Tricia and Robert Nardone v. Nationstar MTG LLC d/b/a Mr. Cooper; NBS Default Services LLC; Ditech Financial LLC; and Does 1-10	California Superior Court - Santa Clara County	18CV338830	Matthew D. Mellen Duncan McGee Nefcy Mellen Law Firm 1050 Marina Village Parkway, Suite 102 Alameda, CA 94501	Violation of California Civil Code § 2923.7; negligence; negligent misrepresentation; intentional interference with prospective economic advantage; violation of the California Business and Professions Code § 17200; and violation of California Rosenthal Fair Debt Collection Practices Act.	1/12/2019 Filed 06/03/20 Pg. 12 of 17 Entered 06/03/20 14:15:27 Exhibit	1/15/2020	Litigant's counsel has acknowledged receipt of the initial letter and agreed to amend the complaint to dismiss the monetary claims. This was not done and no response was received to the follow-up letter.

37	North Arkansas Lending, LLC	North Arkansas Lending, LLC v. Green Tree Servicing, LLC	Arkansas Circuit Court - Baxter County	03CV-19-236	David L. Ethredge Ethredge & Copeland, P.A. 119 East 6th Street P.O. Box 724 Mountain Home, Arkansas 72653	Breach of contract.	12/11/2019	2/18/2020	Litigant's counsel has not responded to the initial letter or follow-up letters
38	Plumbing Solutions Inc.	Plumbing Solutions, Inc. v. Ditech Financial LLC	Illinois Circuit Court - Randolph County	16-LM-67	Lucas H. Liefer, Esq. Cooper & Liefer 205 E. Market P.O. Box 99 Red Bud, Illinois 62278	Trespass	11/18/2019	2/7/2020	Litigants' counsel has not responded to the initial letter or follow-up letters.
39	Portnoy, Harvey	Harvey Portnoy v. Safeguard Properties LLC and Green Tree Servicing - Ditech	United States District Court - Middle District of Florida	19-CV-00407	Harvey Portnoy 3001 SW College Rd. PM137 Ocala, FL 34474	Destruction of property.	11/22/2019	2/3/2020	Litigant has not responded to the initial letter or follow-up letter.
40	Pratt, Warren and Mona	Warren W. Pratt Jr. and Mona G. Pratt v. Ditech Financial, LLC and Samuel I. White, P.C.	Virginia Circuit Court - Hanover County	085CL17001976-00	Henry McLaughlin, Esq. 707 East Main Street, Suite 1050 Richmond, VA 23219	Breach of contract; actual fraud; and breach of implied covenant of good faith and fair dealing.	11/11/2019	2/13/2020	Litigants' counsel has not responded to the initial letter or follow-up letters.
41	Ramsey, Mark	Ditech Financial LLC v. Mark Ramsey and Safeguard Properties	Ohio Court of Common Pleas - Licking County	19CV00059	Mark Ramsey P.O. Box 246 9180 Jacksontown Road Jacksontown, OH 43030	Fraud; conversion; and violation of the Fair Debt Collection Practices Act	11/14/2019	1/31/2020	Litigant has not responded to the initial letter or follow-up letters.

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42	Rasmus-Drees, Judy Lynn and Douglas Drees	Ditech Financial LLC v. Judy Lynn Rasmus-Drees as executor of the estate of Letta Lois Rasmus; spouse of Letta Lois Rasmus A/K/A L. Lois Rasmus; Judy Lynn Rasmus-Drees, individually; spouse of Judy Lynn Rasmus-Drees; State of Iowa; and Parties in Possession	Iowa District Court - Linn County	EQCV.091441	Douglas Drees Judy Lynn Rasmus-Drees 4420 Lee Street Cedar Rapids, Iowa 52402	Breach of contract and abuse of process.	12/12/2019	2/6/2020	Litigants have not responded to the initial letter or follow-up letters.
43	Rauso, Genaro	Gennaro Rauso v. Angela Martinez; Mary McFall Hopper; Federal National Mortgage Association; SunTrust Mortgage, Inc.; Ditech Financial LLC; Greentree Consumer Discount Company; Greentree Mortgage Servicing Company; Greentree Servicing LLC; Phelan, Hallinan, Diamond & Jones, LLP; Mark Finley; Joseph F. Finley; Adam H. Davis; Allison Wells; Lauren R. Tabas; Joseph E. DeBarberie; Dorian Molino; LTS Acquisition Co. LLC; Core Abstract	United States District Court - Eastern District of Pennsylvania	17-CV-04721	Genaro Rauso Registration No. 48192-066 FCI-Cumberland Federal Prison Camp P.O. Box 1000 Cumberland, MD 21501	Punitive damages	11/8/2019	2/10/2020	Litigant has affirmatively refused, after multiple letters, to dismiss.
44	Rhodes, Melissa and William	Melissa Rhodes and William Rhodes v. Marix Servicing, LLC; EMC Mortgage Corporation; Zucker, Goldberg & Ackerman, LLC; and Residential Credit Solutions, Inc.	United States District Court - District of New Jersey	12-CV-01636	William P. Rubley, Esq. Subranni Zauber LLC Willow Ridge Executive Complex 750 Route 73 South, Suite 307B Marlton, NJ 08053	Violation of the Real Estate Settlement Procedures Act; violation of the Fair Debt Collection Practices Act; violation of the Truth in Lending Act; violation of the Automatic Stay and/or Discharge Order.	12/6/2019	1/13/2020	Litigant's counsel has not responded to the initial letter or the follow-up letter.

45	Schenkel, Kimberly and Christopher	Kimberly Schenkel and Christopher Schenkel v. Ditech Financial LLC, Successor by Merger or Acquisition to Green Tree Servicing LLC	United States District Court - Middle District of Florida	8:17-CV-560	Michael A. Wasylik, Esq. P.O. Box 2245 Dade City, Florida 33526	Violation of the Telephone Consumer Protection Act; violation of the Fair Debt Collection Practices Act; and violation of the Florida Consumer Collection Practices Act.	12/13/2019	1/7/2020	Litigant's counsel has not responded to initial letter or follow-up letter.
46	Schwartz, Robert and Maxia Kadler	Robert Schwartz and Maxia Kadler v. Ocwen Loan Servicing, LLC and Ditech Financial LLC	New York Supreme Court - Putnam County	50310/2019	William A. Hecht William A. Hecht, P.C. 84 Business Park Drive, Suite 110 Armonk, NY 10504	Violation of the New York Real Property Action and Proceedings Law; and violation of the New York Real Property Law.	1/27/2020	2/12/2020	Litigant's counsel has not dismissed despite acknowledging the initial letter and follow-up letter.
47	St. Claire, Traci	Traci St. Claire v. Ditech Financial LLC, f/k/a Green Tree Servicing, LLC, Federal National Mortgage Association, John Does, Jane Does, ABC, Inc., XYZ, Inc.	United States District Court - Northern District of Georgia - Atlanta Division	17-cv-03370	Traci St. Claire 8390 Emerald Pointe Lane Gainesville, GA 30506	Violations of the Homeowner's Protection Act; and the Real Estate Settlement Procedures Act.	11/5/2019	2/19/2020	Litigant has not responded to injunction letter or follow-up letter.
48	Steiner, Robert	Robert and Mercedes Steiner v. Loancare LLC; Ditech Holding Corporation; and Does 1-10	California Superior Court - San Bernardino County - Central District	CIVDS1927786	CDLG, PC c/o Tony Cara 2973 Harbor Blvd, Suite 594 Costa Mesa, CA 92626-3912	Violation of California Civ. Code §§ 2923.6(c) 2923.7, 2924.9 and 2924.10; negligence; and violation of the California Business and Professions Code § 17200.	1/11/2019	2/4/2020	Litigant's counsel has not responded to initial letter or follow-up letter.
49	Todaro, Alicia and Robert	Alicia Todaro and Robert Todaro v. Ditech Financial LLC and Federal National Mortgage Association	United States District Court - Western District of Missouri	18-CV-261	Alicia and Robert Todaro 211 SW State Route 131 Holden, Missouri 64040	Violation of the Real Estate Settlement Procedures Act; and violation of the Truth in Lending Act.	1/14/2019		Litigants have affirmatively refused to dismiss their claims.

50	Vasquez, Jose	Jose A. Vasquez v. Ditech Financial, LLC in its own capacity and on behalf of Fannie Mae	Supreme Court of New York - Queens County	No. 707372/2019	William R. Lizarraga Lizarraga Law Firm, PLLC 3753 90th Street, Suite 3 Jackson Heights, NY 11372	Fraud; misrepresentation; intentional infliction of emotional distress; and slander of title.	11/14/2019	12/24/2019	Litigant's counsel has not responded to initial letter or follow-up letter.
51	Watkins, Chanell	Chanell S. Watkins v. Ditech Financial LLC F/K/A Green Tree Servicing LLC; Federal National Mortgage Association; NBS Default Services LLC; and Does 1-20.	United States District Court - Eastern District of California	17-CV-0337	Chanell S. Watkins 241 Ali Court Tracy, CA 95376	Violation of California Civil Code §§ 2923.55, 2923.7, 2924.10, 2924.12; breach of contract; negligence; negligent infliction of emotional distress; and unfair business practices.	11/13/2019 19-10412-jlg	2/5/2020	Litigant has not responded to initial letter or follow-up letter.
52	White, Charles	Charles White v. Ditech Financial LLC and Does 1-50	California Superior Court - Sacramento County	34-2018-00230752	Charles White 7001 Whyte Ave. Citrus Heights, CA 95621	Wrongful foreclosure; breach of contract; breach of implied covenant of good faith and fair dealing; negligent misrepresentation; negligence; and violation of California Business and Professions Code § 17200.	11/12/2019 Doc 2459-1 Filed 06/03/20 Pg 16 of 17	2/5/2020	Litigant has not responded to initial letter or follow-up letter.

53	White, Paul and Michelle	Paul and Michelle White v. Ditech Financial, LLC	United State District Court - Eastern District of Michigan	18-CV-13274	Valerie Moran The Moran Law Firm, PLLC 24500 NW Hwy, Ste 204 Southfield, MI 48075	Breach of contract; violations of the Fair Credit Reporting Act, Fair Credit Billing Act and Fair Debt Collection Practices Act; violation of Michigan Occupational Code and Collection Practices Act.	11/14/2019	2/12/2020	Despite reciept and acknowledge ment of the initial letter, litigant's counsel did not withdraw. Litigant's counsel has not responded to the follow-up letter.
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**Annex B**

**Enforcement Notice**

[Caption]

**NOTICE OF BANKRUPTCY COURT ORDER**

[Debtor Entity], by and through its undersigned counsel, respectfully submits this Notice of Bankruptcy Court Order, and states as follows:

1. On February 11, 2019 (the “**Petition Date**”), Ditech Holding Corporation and its debtor affiliates, including [Debtor Entity] (collectively, the “**Debtors**”), filed voluntary petitions for relief under Chapter 11 of the Bankruptcy Code in the United States Bankruptcy Court for the Southern District of New York (the “**Bankruptcy Court**”). The Debtors’ Chapter 11 cases (the “**Bankruptcy Cases**”) are being jointly administered, indexed at case number 19-10412 (JLG).

2. On September 26, 2019, the Bankruptcy Court entered its *Order Confirming Third Amended Joint Chapter 11 Plan of Ditech Holding Corporation and its Affiliated Debtors* (the “**Confirmation Order**”) (ECF No. 1404) approving the terms of the Chapter 11 plan, as amended (the “**Plan**”). The effective date under the Plan occurred on September 30, 2019 (the “**Effective Date**”).

3. The Plan contains injunction provisions which expressly provide that the holders of all claims that arose prior to the Effective Date seeking monetary damages against the Debtors (including attorney’s fees) are enjoined from “commencing, conducting or continuing in any manner, directly or indirectly, any suit, action, or other proceeding of any kind...against or affecting the Debtors” or their successors.

4. On [Date], the Bankruptcy Court entered the attached *Order Granting Plan Administrator’s Third Omnibus Motion To Enforce Injunctive Provisions Of Plan And Confirmation Order* which (i) bars [Litigation Party] from continuing to maintain and prosecute

monetary claims for damages against [Debtors] under the injunction provisions of the Plan and Confirmation Order, and (ii) permits the Debtors to seek sanctions in the event [Litigation Party] continues in its refusal to dismiss monetary claims.

Respectfully submitted this \_\_\_\_\_ day of \_\_\_\_\_, 2020.